

Be it enacted by the Legislature of the State of Texas:

Section 1. That the name of Wil-lacy County, created by an Act of the Thirty-second Legislature and approved March 11, 1911, be and the same is hereby changed to, and shall hereafter be known and called, Mifflin Kennedy County, as originally requested and now requested by a large majority of the people residing in that portion of the State in which said county is located, in honor of the memory of Captain Mifflin Kennedy, an early Texas pioneer, patriot and philanthropist.

Sec. 2. That all laws and parts of laws in conflict with this Act be and the same are hereby repealed.

Sec. 3. The fact that property is now being listed for taxes and the necessity for making the tax rolls out in the proper name of the county in which the same is situated; and on account of the great number of bills now pending before the Legislature for consideration, create an emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended, and that this Act take effect from and after its passage and it is so enacted.

(Floor Report.)

Senate Chamber,  
Austin, Texas, January 25, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

S. B. No. 202, A bill to be entitled "An Act to change the name of Wil-lacy County to Mifflin Kennedy County, and to repeal all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be printed in the Journal.

Parr, Chairman, Smith, Woodward, Johnston of Harris, Clark.

#### FOURTEENTH DAY.

Senate Chamber,  
Austin, Texas,

Friday, January 26, 1917.

The Senate met at 9 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderidce.	Henderson.
Bee.	Hopkins.
Buchanan of Bell.	Hudspeth.
Buchanan of Scurry.	Johnson of Hall.
Caldwell.	Johnston of Harris.
Clark.	King.
Dayton.	Lattimore.
Dean.	McCollum.
Decherd.	McNealus.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Westbrook.
Harley.	

Absent.

Page.	Suiter.
Parr.	Woodward.
Robbins.	

Absent—Excused.

Bailey.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Johnson of Hall.

See Appendix for brief statement of petitions and memorials.

See Appendix for standing committee reports.

#### Bills and Resolutions.

By Senator Buchanan of Scurry:

S. B. No. 227, A bill to be entitled "An Act to amend Section 1, Chapter 147, Acts of the Thirty-third Legislature entitled 'An Act authorizing cities having more than five thousand inhabitants by a majority vote of the qualified voters of said city, at an election held for that purpose, to adopt and amend their charters, subject to such limitations as may be prescribed by the Legislature; and enumerating certain powers and pro-

viding that the same shall not be exclusive of other powers granted under Constitution and laws of this State; and providing the method by which said election may be held; and amending Article 812, of the Penal Code; and declaring an emergency,' and providing that said Section 1 of said Act shall be amended so as to provide that cities and towns may at any time amend their charters for the purpose of levying, assessing and collecting taxes for the purpose of maintaining and carrying on their public free schools, and declaring an emergency."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Decherd, by request:

S. B. No. 228, A bill to be entitled "An Act incorporating and creating the Kosse Independent School District of Limestone and Falls Counties, Texas, for free school purposes only, defining its boundaries and providing for an election of a board of trustees, for the raising of revenue by taxation, issuing of bonds for raising money for building purposes, and for maintaining public free schools therein; vesting the property of the Kosse School District and Eutaw District in said Kosse Independent School District; and vesting said district and the board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by General Laws for an independent school district and the board of trustees thereof formed by the incorporation of a city or town for free school purposes only under the General Law, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

#### Simple Resolution No. 49.

Whereas, a distinguished ex-member of this body, the Hon. H. L. Darwin, is in the city; be it

Resolved, That he be invited to address the Senate and the privileges of the floor be extended to him.

Westbrook, Gibson, Henderson, Floyd.

The resolution was read and adopted.

The Hon. H. L. Darwin addressed the Senate briefly.

#### Executive Session.

The Chair here announced that the hour, 9:15 o'clock a. m., to which the executive session on January 24th had arisen to reconvene, had arrived, and directed the Chamber cleared of those not entitled to remain.

In executive session, the Secretary reports no progress made, and that the session arose to reconvene at 10 o'clock a. m. next Friday, February 2, 1917.

#### In the Senate.

(President Pro Tem. Henderson in the Chair.)

#### Bills and Resolutions.

By Senator Dayton:

S. C. R. No. 8, Providing for consideration of general appropriation bills and sine die adjournment.

Read first time and referred to the Committee on Rules.

By Senator Decherd, by request:

S. B. No. 229, A bill to be entitled "An Act to amend Section 14, House Bill 507, Chapter 37, Acts of 1911, amending Brazos County's special road law, and providing for the compensation of county commissioners acting as road commissioner and road superintendent."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Alderdice:

S. B. No. 230, A bill to be entitled "An Act to amend Article 7383, Revised Civil Statutes of Texas, so as to provide a more adequate gross receipt tax on the production of oil."

Read first time and referred to Committee on Internal Improvements.

By Senators Westbrook, Henderson Hudspeth, Gibson, Smith, Robbins, Harley and Hall:

S. B. No. 231, A bill to be entitled "An Act authorizing the State Normal School Board of Regents to pur-

chase the properties of the East Texas Normal College located at Commerce, in Hunt County, Texas, in so far as the appropriation made provides for the purpose and to receive the balance of the value thereof as a donation in the event the board should find the facts stated in the preamble to this bill substantially true, and providing that if the board should not find the properties equal to the value stated in the preamble they may decline to purchase the property until further directed by the Legislature; providing for an examination of the title of the property by the Attorney General, the execution of deeds and bills of sale to the Governor of the State for use and benefit of the State; creating a normal school to be one of the normal schools of the State, to consist of the original equipment, properties and buildings of the present existing East Texas Normal College located at Commerce, as aforesaid; providing that said normal college shall be conducted as other State normals, under the management and control of said board; declaring that all laws of the State applicable to State normals shall be applicable to said East Texas Normal College; providing that the appropriation shall not be paid over in the consummation of the purchase to the properties here referred to prior to the 31st of August, A. D. 1916, authorizing the said board after the purchase of the property to permit the school to continue under its present management as a private institution until the Thirty-sixth Legislature makes an appropriation for its support and maintenance; appropriating the sum of \$80,000 for the purchase of said property, and declaring an emergency."

Read first time and referred to Committee on Constitutional Amendments.

By Senator Dean:

S. B. No. 232, A bill to be entitled "An Act declaring that every person, firm, corporation, limited partnership, joint stock association, or associations of any kind whatsoever owning or operating any line, or lines of wire more than twenty-five miles in length for transmission, or transportation of telephone messages or conversations within this State to be

a common carrier; declaring that the term 'telephone line,' 'telephone lines,' 'telephone company,' 'telephone companies,' as used in the bill shall be taken to mean and embrace all persons, firms, corporations,, limited partnerships, joint stock associations or associations of any kind, their lessees or receivers, appointed by any court, who may now, or hereafter, own and operate, manage and control any telephone line or lines within this State shall do the business or operate any line or lines of wire more than twenty-five miles in length for the transmission or transportation of telephone messages within this State, placing all such telephone lines and companies under the jurisdiction of the Railroad Commission, granting the Railroad Commission the power, and making it its duty to establish reasonable and just rates, tariffs and regulations for the government and control of such lines; providing that any party dissatisfied with any rate, rule, charge, order, act or regulation made by the Commission, or with any rate, or tariff published by such telephone company, shall have his right of action in the District Court of Travis County and to appeal; providing methods for procuring evidence in such actions, and providing for the filing of all rates and tariffs by telephone lines with the Railroad Commission; providing that in all trials attacking any order or act of the Commission, the burden shall be upon the plaintiff; providing that until final judgment of court the orders of the Commission shall be in effect, empowering the Commission with the authority to investigate the books and papers of telephone companies subject to the provision of this bill, and with authority to ascertain the amount of investment in any telephone line, and the indebtedness thereof, and the expense of operating the same; requiring telephone companies to fill all blanks sent out to them by the Commission for the purpose of eliciting information; empowering the Commission with authority to subpoena witnesses and enforce their attendance; requiring telephone lines to exchange facilities for conversation with other telephone lines and empowering the Commission to require the furnishing of such facilities; prohibiting discrimina-



tions; providing penalties for violation of any order of the Commission and for the manner of enforcement thereof; providing for the appointment of an expert to gather information to assist the Commission in the performance of its duties under this Act; fixing the salary and making appropriation for the payment of salary of such expert and other expenses incurred by the Commission; providing that if any provision of this Act shall be held unconstitutional, or for any other reason void, such holding shall not nullify the remaining part of the Act, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Strickland and Suiter:  
S. B. No. 233, A bill to be entitled "An Act to establish standard 'containers' and standard 'grades' and 'packs' for fruits and vegetables grown in this State for the markets; to prescribe dimensions and cubical contents of such containers; to require the manufacturers of such containers to conform to the standards herein prescribed; to define the different 'grades and packs' as applied to different kinds of fruits and vegetables; to authorize the Commissioner of Agriculture of this State to promulgate and publish said standards for the information of the public, and promulgate standard containers, grades and packs in conformity with those hereafter established by the Secretary of Agriculture of the United States, and to promulgate such other standards of containers, grades and packs as in his judgment are expedient and to the best interests of the fruit and truck growers of the State; providing for the supervision of the grading and packing of fruits and vegetables through State inspectors to be appointed by the Commissioner of Agriculture; empowering the Commissioner of Agriculture to enforce the provisions of this Act; prescribing penalties for its violation, and declaring an emergency."

Read first time and referred to Committee on Agriculture.

By Senator Bee:

S. B. No. 234, A bill to be entitled "An Act creating and incorporating the San Antonio Independent School District and defining its boundaries;

authorizing and providing the manner of election of trustees, and prescribing their qualifications and terms of office; which trustees shall be known as the San Antonio Board of Education; validating the election of, and all official acts done by, the present trustees, and prescribing their terms of office; prescribing the oath or affirmation required of said trustees; providing for the election of officers of said board, and the meetings, records, and conduct of the business thereof; giving said Independent School District, through its said board, the power to manage and control, maintain and operate the public free schools within said district, and to prescribe qualifications of, and issue certificates to, teachers; to recognize and validate teachers' certificates and diplomas; to make rules and regulations for the government and conduct of said schools, and for the protection of those attending such schools; to prescribe age limits of pupils; and to enforce their attendance; to employ an attendance officer; and to employ all necessary employes, and to fix their compensation; to purchase grounds upon which to locate school buildings; to construct, equip and maintain such buildings; to provide for special training; and to prescribe the courses of study; to provide all articles necessary for the efficient instruction of the pupils, and operation and maintenance of the schools; giving said district, through said board, the power to make contracts, to be a party to actions in courts, without giving bond, either original or on appeal, exempting said district from the levy of executions, attachments and garnishments, and from liability on assignments of wages, and exempting it from liability for damages for personal injuries, or damages to property, and exempting said district, and its property, from involuntary liens; authorizing it to receive gifts, grants, conveyances, donations, and devices for the use of the public free schools of said Independent School District; giving it the power to levy and collect taxes, to issue and dispose of bonds, and provide for the payment of same, and validating all bonds heretofore issued by the San Antonio School Board and by the San Antonio Independent School District, by virtue of Chapter

29 of the Special Laws of the Thirtieth Legislature and by virtue of any of the Acts incorporating said Independent School District, which at any time in the past have been enacted; and validating, confirming and approving all official acts of the board of trustees of said district under any previous Acts, as well as of the present trustees; conferring upon said districts the power of eminent domain, and the power to sell, exchange and lease the property thereof; to adopt text books; to take the school census; to remove from office any member of said board; to provide for elections to determine as to special taxes and the issuance of bonds; giving certain officers of said board authority to administer oaths, and providing for a corporate seal, and giving said Independent School District through its trustees the power to manage and control the public free schools within said district; and to do all things authorized by this Act; and amending and repealing Chapter 93 of the Local and Special Laws of the Thirty-third Legislature, being an Act passed at the Regular Session thereof, incorporating the San Antonio Independent School District, said Act having been approved on March 26, 1913, and also repealing any and all special or general laws in conflict with the provisions of this Act, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Parr:

S. B. No. 235, A bill to be entitled "An Act to amend Section 23, Chapter 75, General Laws of Texas, creating Duval and other counties, approved February 1, 1858; and to amend Section 1, Chapter 73, General Laws of Texas, creating Jim Hogg County, approved March 31, 1913, the purpose of this Act being to change the boundary line between Duval and Jim Hogg counties so as to conform to the result of elections duly called and held in said counties on the 6th day of January, 1917, the returns of which have been duly estimated, tabulated, certified to, sealed, endorsed and transmitted to the Speaker of the House of Representatives of the State of Texas, in the manner and form prescribed by law,

whereby certain territory was detached from Duval County and attached to Jim Hogg County; to repeal all laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

By Senator Clark:

S. B. No. 236. Be it enacted that Article 473 (336), Penal Code—Shooting in Public Places—be amended so as to hereafter read as follows:

Article 473 (336). Shooting in Public Places. If any person shall discharge any gun, pistol or firearms of any description, or shall discharge any cannon cracker or torpedo on or across any public square, street or alley in any city, town or village or in any street, or in, along or across any public road, or within one hundred yards of any business house or private residence within this State, he shall be fined in any sum not exceeding one hundred dollars.

Read first time and referred to Committee on Criminal Jurisprudence.

#### Message From the Governor.

A messenger from the Governor's Office here appeared at the bar of the Senate and announced a message from the Governor.

The message, as follows, was laid before the Senate:

Executive Office,

Austin, Texas, January 26, 1917.

To the Texas Senate:

I ask the advice and consent of the Senate to the following appointments:

To be members of the State Board of Health: Dr. L. W. Hollis of Taylor County; Dr. L. M. Weinfield of Bexar County; Dr. W. D. Littler of Tarrant County; Dr. H. J. Childress of Upshur County; Dr. E. M. Wood of Williamson County, and Dr. E. B. Knolle of Austin County.

To be members of the State Board of Medical Examiners: Dr. J. J. Williams of Limestone County; Dr. J. H. McLean of Tarrant County; Dr. John S. McCelvey of Bell County; Dr. W. T. Swain of Dallas County; Dr. H. B. Mason of Bell County; Dr.

S. L. Scothern of Dallas County; Dr. H. C. Morrow of Travis County; Dr. T. J. Crowe of Dallas County; Dr. M. D. Cooper of Childress County; Dr. M. F. Bettencourt of Falls County, and Dr. Arthur M. McElhannon of Grayson County.

To be members of the State Board of Dental Examiners: Dr. T. S. Cartwright of Grayson County; Dr. Field Farrar of Tarrant County; Dr. Earnest C. Belbeze of Harris County; Dr. C. N. McCauley of Dallas County; Dr. Harrison B. Cave of Dallas County, and Dr. A. F. Sontag of McLennan County.

To be members of the State Board of Pharmacy: Henry L. Carleton of Williamson County; W. H. Cousins of Wichita County; H. B. Schumann of Comal County; John A. Weeks of Runnels County, and A. W. Griffith of Travis County.

To be members of the State Board of Veterinary Surgeons: Roy W. Rutherford of Young County; J. S. Spikes of Fannin County; Ben F. Green of Hopkins County; W. N. Mateer of Robertson County; R. V. Taylor of Tom Green County; E. C. Smotherman of Denton County; Dr. E. F. Jarrell of Dallas County.

To be members of the State Board of Nurse Examiners: Miss M. M. Taylor of Bexar County; Miss Oscar Duval of Tarrant County; Miss Katie Van Doren of Bell County; Miss R. Johnson of Washington County, and Miss F. E. Fife of Grayson County.

To be members of the State Mining Board: A. S. Masters of Erath County; W. K. Gordon of Erath County; Wm. Wimberly of Wise County; C. N. Avery of Travis County; J. K. Freeman of Milam County; F. L. Denison of Bell County, and Harry Stineburg of Bell County.

To be members of the State Library and Historical Commission: Mrs. Joseph B. Dibrell of Guadalupe County; Mrs. G. R. Scott of Nueces County, and Miss Emma Burleson of Travis County.

To be members of San Jacinto Park Commission: Maurice Hirsh of Harris County; Mrs. Jonathan Lane of Harris County; Mrs. Mabel F. Smith of Harris County.

To be Pilot Commissioners for Galveston: Thos. L. Cross of Galveston County; Thos. J. Anderson of Galveston County; R. Waverly

Smith of Galveston County; Charles N. Rhodes of Galveston County; Herman E. Kleinecke of Galveston County, and Louis A. Adoue of Galveston County.

To be Pilot Commissioners for Houston: E. J. Hussion of Harris County; W. E. Humphreville of Harris County; Thomas Kehoe of Harris County; A. N. Latham of Harris County; Pat Foley of Harris County.

To be Pilot Commissioners for Sabine Pass, River and Tributaries: Homer Trinkle of Jefferson County; John Young of Jefferson County; J. M. Dullahan of Orange County; D. W. Ryan of Jefferson County, and Harvey Fletcher of Jefferson County.

To be Public Weighers for Houston: C. P. Reynaud of Harris County; John D. Woolford of Harris County; A. Coles of Harris County; Wm. Edmondson of Harris County, and David Rice of Harris County.

To be Branch Pilots for Port of Galveston: Wm. Scrimgeour of Galveston County; Fred W. Johnson of Galveston County; A. C. Steinhart of Galveston County; A. D. Smith of Galveston County; James Boyle of Galveston County; H. G. Jones of Galveston County; L. C. Luth, Galveston County; B. F. Pomeroy of Galveston County; J. W. Simmons of Galveston County; P. J. Stewart of Galveston County; H. B. Jobst of Galveston County; W. E. Hayman of Galveston County; W. W. Wolford of Galveston County; Lewis Locke of Galveston County; J. B. Woolford of Galveston County; G. M. Kelly of Galveston County.

To be Branch Pilots for Port of Sabine, River and Tributaries: A. Olsen of Jefferson County; F. C. Plummer of Jefferson County; W. P. Allen of Jefferson County; Fred B. Plummer of Jefferson County; Chas. F. Wood of Jefferson County; A. M. McFarland of Jefferson County; B. F. Granger of Jefferson County; Jerry B. Johnson of Jefferson County; D. J. Wood of Jefferson County; John Dillon of Jefferson County; Edgar Woodhouse of Jefferson County; Don Allien of Jefferson County; Theodore Carlson of Jefferson County; H. M. Fredricksen of Jefferson County; C. Christofferson of Jefferson County; S. W. Livingston of Jefferson County; and John Kaper of Jefferson County.

To be Branch Pilots for Brazos de



Santiago and Harbor and Rio Grande Bar: W. J. Laroche of Cameron County; C. Laroche, Jr., of Cameron County.

To be Branch Pilots for Port Aransas: George M. Roberts of Aransas County; E. B. Mercer of Nueces County, and C. B. Walker of Nueces County.

To be Branch Pilots for Mouth of Brazos River and Bar: Albert Borrow of Brazoria County; Frank Pesaro of Brazoria County; S. W. Hudgins of Brazoria County; Walter Cherry of Brazoria County, and J. E. Gonzales of Brazoria County.

To be Branch Pilots for Port of Houston and Galveston Bar (to Houston and return only): Fred Allien of Harris County, and J. W. Laugh-ton of Harris County.

To be members of Gonzales State Park Commission: J. C. Jones of Gonzales County; J. W. Rainbolt of Gonzales County, and Clyde Booth of Gonzales County.

To be Public Weighers for Magnolia Park: Wilson W. Murray of Harris County; Walter Thorp, Jr., of Harris County; J. E. Hennessey of Harris County; M. J. Lang of Harris County, and W. E. Monk of Harris County.

To be members of the State Board of Public Accountancy: R. V. Robertson of Potter County; Milton Morris of Travis County; E. J. Archinard of Tarrant County; E. F. Hunter of Bexar County; W. P. Peter of Dallas County.

To be Commissioners of the King's Burial Park: Mrs. M. F. Lambert of Refugio County; Mrs. Eugene Lowe of Refugio County; Mrs. O. Mitchell of Refugio County.

To be Judge of the Sixty-ninth Judicial District, in place of Honorable D. B. Hill, deceased: Honorable Reese Tatum of Dallam County.

To be members of Board of Directors for A. and M. College: J. R. Kubena of Fayette County, in place of himself, resigned; A. B. Davidson of DeWitt County; Thomas E. Battle of Falls County, and John T. Dickson of Lamar County.

To be members of Board of Regents of Normal Schools: Robert J. Fekhardt of Williamson County, in place of himself, resigned, and Martin O. Flowers of Caldwell County.

To be member Governing Board

of Agricultural Experiment Stations: Charles Rogan of Travis County.

To be members Board of Managers, Confederate Woman's Home: T. F. Hardy of Milam County, and Jos. W. Cloud of Travis County.

To be members Board of Managers State Orphan's Home: Aaron Ferguson of Navarro County, and W. B. Gray of Navarro County.

To be members Board of Managers State Juvenile Training School: J. L. Penry of Tarrant County, and D. C. Homan of Coryell County.

To be members Board of Managers, State Lunatic Asylum: T. J. Rouzee of Travis County, and George Sutton of Williamson County.

To be members Board of Managers, Southwestern Insane Asylum: Dr. Homer T. Wilson of Bexar County, in place of J. T. Sluder, resigned; Albert Steves, Jr., of Bexar County, and William Cassin of Bexar County.

To be members Board of Managers, North Texas Hospital for the Insane: W. C. Porter of Kaufman County, and J. E. Thomas of Van Zandt County.

To be members Board of Managers, Confederate Home: Wm. Owen of Bastrop County, and J. H. Bowman of Johnson County.

To be members Board of Regents, College of Industrial Arts: Mrs. Sallie B. Capps of Tarrant County, and Miss E. Breckepridge of Bexar County.

To be members Board of Managers, State Blind Institute: C. D. Johns of Travis County, and W. A. Trenckman of Travis county.

To be members Board of Trustees, Deaf and Dumb Institute: Ike D. White of Travis County, and Morritz Silver of Travis County.

To be members Board of Trustees, Deaf, Dumb and Blind Institute for Colored Youths: Reynolds Lowry of Travis County, and Ed Schutze of Travis County.

To be member Board of Managers, Central Girls Training School: Mrs. Henry B. Fall of Harris County.

To be members Board of Managers, Epileptic Colony: D. E. Russell of Taylor County, and John Haley of Midland County.

To be members Board of Regents of State University: Wilbur P. Allen of Travis County; J. W. Butler of

Bosque County, and Dr. D. H. Lawrence of El Paso County.

To be member Board of Managers of the State Farm Colony for the Feeble Minded: T. J. Butler of Travis County.

Respectfully submitted,  
JAS. E. FERGUSON,  
Governor of Texas.

#### Message From the House.

Hall of the House of Representatives,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 4, A bill to be entitled "An Act defining 'mooching,' as knowingly soliciting any money or other thing of value from any other person who is a candidate for nomination or election in any primary or general election to any public office in this State, as fixed by law, and within six months prior to such primary or election, for any barbecue, picnic, dance, ball or for any treat or treats, or for any public political gathering, making same unlawful; and defining 'boostering,' as knowingly soliciting any money or other thing of value from any other person who is a candidate for nomination or election in any primary or general election, fixed by law, to any public office in this State, within six months prior to such primary or election, under the promise, pretense or indication to vote for such candidate or in any way use his influence for such candidate in such primary or election, declaring same to be unlawful and deemed to be a misdemeanor, and prescribing punishment therefor; and making certain exceptions; and providing that all peace officers shall strictly enforce this Act, and declaring an emergency."

H. B. No. 16, A bill to be entitled "An Act prohibiting manufacture or sale of road vehicles of certain carrying capacity with tires of less than the prescribed width within the State of Texas, fixing penalties for the violation thereof; providing the time at which such Act shall take effect, and declaring an emergency."

Also concurs in Senate amend-

ments to H. B. No. 275 by the following vote: Yeas, 129; nays, 0.

Respectfully,

BOB BARKER,  
Chief Clerk, House of Representatives.

#### Bills Read and Referred.

The Chair (President Pro Tem. Henderson) had referred, after their captions had been read, the following House bills:

H. B. No. 16, referred to the Committee on Roads, Bridges and Ferries.

H. B. No. 4, referred to the Committee on Privileges and Elections.

The morning call concluded.

#### Refusal to Adjourn.

Senator Hudspeth, at 2:10 o'clock p. m., moved that the Senate adjourn until 10 o'clock a. m. Monday, January 29, 1917.

The motion was lost.

#### Adjournment.

At 2:12 o'clock p. m. Senator Latimore moved that the Senate adjourn until 10:01 o'clock a. m. Monday.

The motion prevailed.

#### APPENDIX.

##### Petitions and Memorials.

Senators Clark, Smith and Buchanan of Scurry sent up petitions requesting their influence against the passage of a bill restricting the selling of spices, extracts, toilet articles, stock remedies, etc., from wagons throughout the rural districts.

Petitions to Senators McNealus, Clark, Buchanan and Johnson from their respective districts urging them to use their power and influence to defeat H. B. No. 24, which was introduced for the purpose of prohibiting the use of automatic and repeating guns and rifles throughout the State of Texas.

Senator Johnson offered a petition from the citizens of Canadian, Texas, requesting him to support the John-



son-Spencer bill and oppose the Nichols bill, now pending in the Legislature.

The members of the Potter County Medical Society petition the members of the Thirty-fifth Legislature to oppose the optometry bill. This petition was offered by Senator Johnson.

Senator McNealus offered a petition from the voters of Grand Prairie and vicinity expressing their appreciation of his successful efforts to carry his anti-pollution bill through the last Legislature.

#### Committee Reports.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 224, A bill to be entitled "An Act to amend Title 86, Chapter 4, of the Revised Civil Statutes of 1911, by adding after Article 5644 a new article to be entitled 5644a, providing for a lien for newspaper workers in the editorial or reportorial department of any newspaper, publication or periodical, whether it be daily or otherwise; also any solicitor, clerk or other employe in the advertising or business office of any newspaper, publication or periodical, whether it be daily or otherwise, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 175, A bill to be entitled "An Act to amend Article 1861, Chapter 6, Title 37, of the Revised Civil Statutes of Texas, for 1911, relating to services on foreign corporations,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 78, A bill to be entitled "An Act to prohibit contributions of any money or its equivalent by any limited partnership or unincorporated joint stock company or copartnership of any kind for the purpose of aiding or defeating the election of any candidate for the office of Representative in Congress or presidential or vice-presidential elector of this State or United States Senator of this State, or any candidate for any State, district, county or precinct office of this State, or the success or defeat of any question submitted to a vote of the people of this State, or for the purpose of aiding in maintaining or defraying the expense of any campaign or political headquarters maintained for the election or defeat of any candidate for office, or for the success or defeat of any question to be voted upon by the qualified voters of this State or any subdivision thereof; and to prohibit any trustee, manager, director, agent or owner of any unincorporated joint stock company or copartnership from contributing any of the money or other assets of such limited partnership, unincorporated joint stock company or copartnership of any kind for the purpose of aiding or defeating the election of any candidate for the office of Representative in Congress of the United States, presidential or vice-presidential elector from this State or United States Senator from this State, or for any State, district, county or precinct office of this State, or the success or defeat of any question submitted to the vote of the people of this State, providing penalties therefor, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil

Jurisprudence, to whom was referred

H. B. No. 11, A bill to be entitled "An Act to amend Article 1874 and Article 1875, Chapter 6, Title 37, of the Revised Civil Statutes of the State of Texas, relating to citation by publication against a defendant who is a non-resident of the State, or who is a transient person, or whose residence is unknown, or who is the unknown heir of a deceased person,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 206, A bill to be entitled "An Act to relieve the crowded condition of the dockets of the Supreme Court by further regulating the mode in which and the conditions on which judgments of the Courts of Civil Appeals may be brought before the Supreme Court for revision, granting additional powers to the Chief Justice and Associate Justices of the Supreme Court and of the Courts of Civil Appeals, as incidental to the offices held by them; providing for compensation of certain justices of the Courts of Civil Appeals while acting as herein provided, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 215, A bill to be entitled "An Act to Amend Article 911, Chapter 5, Revised Civil Statutes, 1911,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 204, A bill to be entitled "An Act to repeal Section 4, Chapter 150, of the Acts of the Regular Session of the Thirty-third Legislature as amended by Chapter 13, Acts of the First Called Session of the Thirty-Third Legislature, relating to the payment of in-county witnesses in felony cases, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 195, A bill to be entitled "An Act to amend Title 25, Chapter 2, Revised Civil Statutes of 1911, authorizing the formation and organization of private corporations for the purpose of building and operating dry docks and marine railways, by adding thereto Article 75,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred H. B. No. 12, A bill to be entitled "An Act to amend Article 1905, Chapter 8, Title 37, of the Revised Civil Statutes of the State of Texas relating to the time when the answer in case of citation by publication shall be filed,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

Committee Room,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 186, A bill to be entitled "An Act to amend Section 1, Chapter 26, of the General Laws of the Thirty-third Legislature, 1913, State of Texas, more clearly defining some of the duties of the Attorney General, district and county attorneys of this State, and imposing other and additional duties upon such officers, and prohibiting the Attorney General from giving counsel and advice, except to certain public officers named, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LATTIMORE, Vice-Chairman.

(Majority Report.)

Committee Room,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred S. B. No. 77, A bill to be entitled "An Act amending Article 2391, Chapter 17, Revised Civil Statutes of 1911, relating to appeals from the justice court and prescribing the cases in which appeals may be taken from the justice court, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

LATTIMORE, Vice-Chairman.

(Minority Report.)

Committee Room,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: A minority of your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 77, A bill to be entitled "An Act amending Article 2391, Chapter 17, Revised Civil Statutes of 1911, relating to appeals from the

justice court and prescribing the cases in which appeals may be taken from the justice court, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and a minority report the same back to the Senate with the recommendation that it do pass.

SUITER.

(Floor Report.)

Senate Chamber,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 292, A bill to be entitled "An Act creating and establishing Brazoria Independent School District in Brazoria County, Texas, and declaring an emergency,"

Have had the same under consideration, and we now beg leave to report the bill back to the Senate with the recommendation that it do pass, and be not printed.

Bee, Chairman; Harley, Floyd, Dean, Johnson, Lattimore, Buchanan of Scurry, Decherd, Gibson, Page.

(Floor Report.)

Senate Chamber,  
Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: We, your committee on Educational Affairs, to whom was referred

H. B. No. 163, A bill to be entitled "An Act creating and establishing Freeport Independent School District in Brazoria County, Texas, and declaring an emergency,"

Have had the same under consideration, and we now beg leave to report the bill back to the Senate with the recommendation that it do pass, and be not printed.

Bee, Chairman; Harley, Floyd, Dean, Johnson, Lattimore, Buchanan of Scurry, Decherd, Gibson, Page.



## (Floor Report.)

Senate Chamber,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 225, A bill to be entitled "An Act creating the Georgetown Independent School District, in the County of Williamson, State of Texas, and declaring an emergency,"

Have had the same under consideration, and we beg leave to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Bee, Lattimore, Johnson, Dean, Floyd, Smith, Alderdice, Harley, Buchanan of Scurry, Decherd, Gibson, Page, Dayton, Robbins.

Committee Room,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Insurance and Banking, to whom was referred

S. B. No. 182, A bill to be entitled "An Act to further regulate the organization, supervision and control of State banks and bank and trust companies incorporated under the general banking laws of the State of Texas; providing that amendments to charters of such corporations shall be filed in the office of the Commissioner of Insurance and Banking, and fixing fees for such service, etc.,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

GIBSON, Chairman.

## (Majority Report.)

Committee Room,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 9, "Providing a system of taxation for the State of Texas,"

Have had the same under consideration, and I am instructed to report

the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Chairman.

## (Minority Report.)

Committee Room,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: We, a minority of your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 9, "Providing for a system of taxation for the State of Texas,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do not pass.

JOHNSTON of Harris,  
DEAN.

Committee Room,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 11, "Proposing and submitting to the vote of the people of Texas an amendment to Section 5, Article 4, of the Constitution of the State of Texas, providing for the payment of the salary of the Governor of the State,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, January 26, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 12, "Proposing to amend Article 16 of the Constitution of the State of Texas by adding thereto at the end thereof another section, to be known as Section 59, declaring the conservation and preservation of all natural resources of the State of Texas are public rights and duties; providing for the creation of conservation districts; declaring such districts bodies politic and corporate; defining the authority

of such districts; and conferring upon the Legislature authority to pass laws with reference thereto; declaring that the Legislature shall have authority generally to legislate for the purposes of conserving the natural resources of the State; fixing the time for the election for the adoption or rejection of said proposed constitutional amendment; making certain provisions for said election and the ballots thereof and the method thereof; directing the issuance of the proclamation therefor; prescribing certain duties of the Governor of the State, and making an appropriation to defray the expenses of said election."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 6, "To amend Section 1 of Article VIII of the Constitution of the State of Texas, authorizing the Legislature to exempt cotton and woolen factories from State taxes for a period of time not exceeding fifteen years, and authorizing counties, cities and towns to exempt any factory or factories from county or municipal taxes for a period of time not exceeding fifteen years, by a majority vote of the qualified property tax-paying voters of such county, city or town,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WESTBROOK, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 187, A bill to be entitled "An Act prescribing the number and character of lamps to be carried by automobiles, motor vehicles and motorcycles during certain hours, and

to prohibit the use of glaring and dazzling headlights upon automobiles, motor vehicles and motorcycles in use upon the public highways of this State, and providing a penalty for the violation thereof, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following committee amendment:

(1) Amend the bill by changing the words, "one hour after sunset to one hour before sunrise," wherever they appear in the bill, to read, "one-half hour after sunset to one-half hour before sunrise."

PAGE, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 111, A bill to be entitled "An Act to prohibit the lavish or corrupt use of money in primary elections; providing for what purposes money may be used in primary elections; providing that every candidate shall include in his expense account an averment that he has not violated the provisions of this act; provided, no person shall, directly or indirectly, use money or other things of value to promote or defeat the nomination of any candidate or candidates; providing that any candidate violating this Act shall not be allowed to have his name on the official ballot at the general election as the official nominee of his party, and providing that violations of this act shall be a felony, and providing for the punishment in cases of conviction under this Act,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 79, A bill to be entitled "An Act to prohibit the maintenance

and operation of pool halls within the State of Texas; defining the term pool hall as used in the Act; declaring that the threatened, actual or contemplated use of any premises, place, room, building or part thereof, or tent or any kind of enclosure for the purpose of a pool hall as defined in the Act shall be enjoined at the suit of the State or any citizen thereof; stating who may be made party defendant in such injunction suit; conferring certain power and authority upon and fixing certain duties for the Attorney General and the county and district attorneys of the State with reference to such suits; providing that any citizen may institute and maintain such suits; fixing the procedure in such suits; creating and defining offenses in violation of the Act and providing the punishment therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 43, A bill to be entitled "An Act requiring persons handling pistols to secure a license therefor; to pay an occupation tax thereon, and to keep a record of all pistol transactions; and providing penalties for violation of this Act, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following committee amendment:

(1) Amend the bill by striking out the words "\$10.00" in Section 1, page 1, and inserting in lieu thereof the words "\$25.00."

PAGE, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Labor, to whom was referred

S. B. No. 58, A bill to be entitled

"An Act defining a blacklist and prescribing penalties for same."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the following committee substitute pass in lieu thereof:

By Committee. C. S. for S. B. No. 58.

A BILL  
to be entitled

"An Act defining and prohibiting, under penalties, conspiracies to blacklist and such other practices, or to prevent ex-employees from securing employment; requiring corporations to keep certain records of information given or received by them or their officers or agents in their behalf concerning the character, skill, habits or ability of applying or ex-employees, and providing penalties for failure of corporations or their officers or representatives to comply with such requirements; prescribing certain limitations upon the terms of the Act; prescribing certain rules of evidence; declaring the terms of the Act to be separable; and declaring an emergency."

Be it enacted by the Legislature of the State of Texas:

Section 1. Any two or more persons, whether members of a partnership or company, or stockholders or officers or representatives of a corporation or not, who are employers of labor, who shall combine for the purpose of preventing any person, or class of persons, seeking employment from obtaining or retaining the same, or for the purpose of procuring or causing the discharge of any employe or class of employes by threats, promises, circulating or creating blacklists, or causing the same to be created or circulated, or who shall, after having discharged an employe, prevent or attempt to prevent such employe from obtaining employment with any other person, partnership, company or corporation by the means aforesaid, or shall authorize, permit or knowingly allow any of his or their agents to blacklist any discharged employe or employe who has voluntarily left the service of his employer, or to create or circulate, or assist in the creation or circu-



lation, of a blacklist of such employe to prevent him or her from obtaining employment from any other employer, or who shall coerce or compel any person to enter into an agreement not to unite with or become or be a member of any labor organization as a condition of his securing or continuing therein, shall be punished by a fine of not less than one hundred dollars or more than five hundred dollars.

Nothing in this section contained shall prohibit any employer of labor from giving any other employer thereof to whom a discharged or former employe has applied for employment, or to any bondsman or surety, a truthful statement of facts constituting the reasons for such discharge or cessation of employment, when requested to do so by such employe, or the person to whom such employe has so applied, or to any bondsman or surety, but it shall be a violation of this section to give such or any other information with the intent upon the part of said former employer to blacklist or hinder or prevent such employe from obtaining employment, or pursuant to any such conspiracy, and the giving of any such information when under the circumstances and conditions the probable result of such intentional giving of the information aforesaid would be to hinder or prevent such employe from securing such employment, shall be taken as prima facie evidence of the intent to blacklist or hinder or prevent such employe from securing employment, and, in case the employe shall have secured employment, temporary or otherwise, and the subsequent giving, or causing to be given, of such information by his ex-employer, with the intent to cause his discharge and such information thus given, shall result in his discharge, such facts shall be taken as prima facie evidence of the intent to blacklist or to hinder or prevent such employe from securing or retaining employment.

Sec. 2. Any corporation chartered under the laws of this State or doing business in this State under a permit granted therefor under the laws thereof, which does, or causes to be done, or in any way participates in the doing of, any act or thing which, if done by an individual or individ-

uals, would be in violation of Section 1 of this act, shall be liable to the State of Texas for a penalty of not less than \$100 nor more than \$500, to be recovered in a civil suit therefor.

Sec. 3. Every corporation chartered under the laws of this State or having a permit to do business in this State granted under the laws thereof shall keep in a well and permanently bound book a true copy of every statement made by it, or by any of its officers or agents as such, to any other person or corporation concerning the character, habits, skill or ability, or general fitness, of any person at any time in the employment of such corporation, and shall also keep in such book each and every statement received by it, or by its officers or agents acting for it, from any other person or corporation concerning the character, habits, skill or ability, or general fitness of any person at any time in the employment of such other person or corporation. Failure to comply with the provisions of this section shall subject such corporation to liability for a penalty to the State of Texas of not less than \$100 nor more than \$500 to be recovered in a civil suit.

It shall be the duty of every officer or other representative of every such corporation who shall, while acting as such officer or representative, give or in any way cause or participate in the giving of any verbal information concerning the character, habits, skill, ability or general fitness of any person at any time in the employment of such corporation, or who shall so receive from any other person or corporation any verbal information concerning the character, habits, skill, ability or general fitness of any person at any time in the employment of such other person or corporation, immediately to make in writing a full, detailed and true statement of all such information so given or received, showing the date thereof, the name and address, if known, of the person concerning whom such information was given or received, the name and address of the giver and receiver of such information, and all other information so given or received, and immediately to file or record such statement in the record required therefor by this section.

And any such officer or representative failing or refusing to comply with any of the terms of this section, or who shall destroy or purposely lose, or in any way be concerned in the destruction of or purposed losing of any writing required to be filed or recorded by this section, shall be guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than \$100 nor more than \$500.

Sec. 4. The terms, requirements and provisions of this Act and of each section thereof are hereby declared to be separable, and if, for any reason, any term or provision or part thereof shall be held to be invalid, the remainder thereof shall, nevertheless, remain in full force and effect.

Sec. 5. The fact that there is no adequate law covering the subject matter of this Act, together with the great public injuries flowing from the prevailing systems of blacklisting, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule requiring bills to be read on three several days, and that this Act take effect from its passage, and such rule is hereby suspended, and it is so enacted.

McNEALUS, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Labor, to whom was referred

S. B. No. 178, A bill to be entitled "An Act to protect those engaged in the erection or construction of buildings three or more stories in height, from falling through joists and from falling planks, bricks, rivets or any other substance whereby life and limb are endangered; prescribing the method of protection, and placing the responsibility for carrying out the provisions of this Act; prescribing a penalty, and repealing all laws in conflict therewith,"

Have had the same under consideration, and I am instructed to report

the same back to the Senate with the recommendation that it do pass.

McNEALUS, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Labor, to whom was referred

S. B. No. 49, A bill to be entitled "An Act requiring the employment of citizens of the United States on public work; providing that any violation of the Act shall render all contracts with the State, county or municipality void; requiring all boards, officers, agents or employes of the State, county or municipalities having the power to enter into contract for public work to file in the office of the Commissioner of Labor Statistics the names and addresses of all contractors having a contract with the State, county or municipality; requiring all contractors holding contracts with the State, county or municipality to furnish the Commissioner of Labor Statistics with the names and addresses of all subcontractors on public work; requiring all contractors to keep a list of all employes, stating whether they are natural born or naturalized citizens of the United States, and providing that all such lists shall be open to the inspection of the Commissioner of Labor Statistics; providing penalties, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

McNEALUS, Chairman.

Committee Room,

Austin, Texas, January 26, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Military Affairs, to whom was referred Senate Concurrent Resolution No. 6,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and that same be not printed.

ROBBINS, Chairman.

**FIFTEENTH DAY.**

Senate Chamber,  
Austin, Texas,  
Monday, January 29, 1917.

The Senate met at 10:01 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. P. Hobby.

The roll was called, a quorum being present, the following Senators answering to their names.

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Westbrook.
Hall.	Woodward.
Harley.	

Absent—Excused.

Henderson. McCollum.  
Johnston of Harris. Sulter.

Prayer by the Chaplain.

Pending the reading of the Journal of Saturday, the same was dispensed with on motion of Senator Johnson of Hall.

See Appendix for brief statement of petitions and memorials.

See Appendix for standing committee reports.

**Excused.**

Senator Henderson was excused for today and indefinitely on account of important business on motion of Senator Lattimore.

Senator McCollum indefinitely, on motion of Senator Hudspeth.

Senator Johnston of Harris for today, on motion of Senator Hudspeth.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, January 29, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bills:

H. B. No. 28, A bill to be entitled "An Act to amend Article 1164 of the Revised Civil Statutes of the State of Texas as amended by Chapter 102 of the Acts of the Regular Session of the Thirty-fourth Legislature, found at page 156 of the printed session acts, relating to the employment or use of the stock, means, assets and other property of corporations, and declaring for what purposes the same may be used; penalizing the officers or agents or employees of such corporations or other organizations who wrongfully use the moneys, means or assets contributed thereto; and declaring an emergency."

With engrossed rider,

H. B. No. 32, A bill to be entitled "An Act to amend Article 3903, Chapter 4, Title 58 of the Revised Civil Statutes of 1911 of the State of Texas, and as amended by Chapter 142 of the Acts of the Regular Session of the Thirty-third Legislature, relating to the appointment of certain officers named in Articles 3881 and 3886 of the Revised Civil Statutes, of deputies or assistants in the performance of the duties of such officers where such assistants or deputies are necessary for the efficiency of the public service; providing for an application to be made by such officers to the county judge of the county for authority to appoint same; prescribing the issuance by the county judge of an order authorizing the appointment of such deputies or assistants; providing that the officer desiring such deputies or assistants shall make affidavit that such assistants or deputies are necessary for the efficiency of the public service; providing for the salary of the chief deputy and the other deputies or assistants; providing that the order of the county judge granting such authority shall state the number of deputies or assistants; providing that the officer requesting said deputies or assistants shall fix their compensation; providing the maximum amount allowed for deputies in counties having population of 37,500 to 100,000; providing the maximum amount allowed deputies in counties having a population in excess of 100,000; and providing that, in counties in excess of 100,000 inhabitants, district attorneys of any district or county attorney is authorized, with the consent of the county judge of said